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McHale & Slavin, P.A.
2855 PGA Boulevard
Palm Beach Gardens, FL 33410

In re application of : **DECISION ON PETITION**
Percher : **TO MAKE SPECIAL**
: **UNDER 37 CFR. 1.102(c)**

Serial Number: 10/713797 :
Filed: November 13, 2003 :

For: AUTOMATIC ACTUATOR FOR AEROSOL CONTAINERS

This is a decision on the petition filed on November 13, 2003, under 37 CFR. 1.102(c) to make special the above identified application because of the age/health of the applicant. Since the requirements of the M.P.E.P Section 708.02 IV have been met, the petition will be GRANTED.

The examiner is directed (1) to make an interference search for possible interfering applications, (2) to promptly examine this application out of turn, and (3) if any interfering application is discovered, to examine such application simultaneously and state in the first official letter of such application that it is being taken out of turn because of a possible interference.

Petitioner is advised that this application will continue to be special, throughout its entire prosecution and pendency, including interference or appeal, if any, only is Petitioner makes a prompt bona-fide effort, in response to each Office action, to place the application in condition for allowance, even if it is necessary to conduct an interview with the Examiner to accomplish this purpose.

Summary: Decision on Petition GRANTED.

Richard A. Bertsch
Director
Technology Center 3700
(703) 308-0975

rt: 5/21/04